

# NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

## NOTICE OF RULEMAKING DOCKET OPENING

### BOARD OF PHARMACY

*Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 30.)*

[R11-208]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 23, Board of Pharmacy  
**Articles and their headings:** 1, Definitions; 6, Permits and Distribution of Drugs  
**Section numbers:** R4-23-110, R4-23-620 (Sections may be added, deleted, or modified as necessary.)
- 2. Subject matter of the proposed rule:**  
During the 48th Legislative Session in 2007, the Legislature passed HB 2255 adding A.R.S. § 32-1973 to the Pharmacy Act. A.R.S. § 32-1973 requires each pharmacy to implement or participate in a continuous quality assurance program to review pharmacy procedures in order to identify methods for addressing pharmacy medication errors. The Board is required to make rules to implement the statute. The Board opened a docket on the rulemaking April 18, 2008, but the rulemaking was suspended during the rulemaking moratorium beginning in 2009. The Board is now ready to proceed with the rulemaking.  
  
The proposed rulemaking will include necessary new definitions added to R4-23-110 (Definitions) and a new Section R4-23-620 (Continuous Quality Assurance Program) to prescribe the program, policy and procedure, and record-keeping requirements. The rule will include format, style, and grammar necessary to comply with the current rules of the Secretary of State and the Governor's Regulatory Review Council.  
  
**The agency docket number, if applicable:**  
R1104
- 3. A citation to all published notices relating to the proceeding:**  
Notice of Rulemaking Docket Opening: 14 A.A.R 1241, April 18, 2008
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Dean Wright, Compliance Officer  
Address: Board of Pharmacy  
1700 W. Washington St., Suite 250  
Phoenix, AZ 85007  
Telephone: (602) 771-2744  
Fax: (602) 771-2749  
E-mail: dwright@azpharmacy.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
The Board will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m. Oral comments may be made at the Board office Monday through Friday, 8:00 a.m. to 4:30 p.m.  
Location: Arizona Board of Pharmacy  
1700 W. Washington St., Suite 250  
Phoenix, AZ 85007  
  
Written and oral comments will be accepted until the close of record on a date and time as yet undetermined.
- 6. A timetable for agency decisions or other action in the proceeding:**  
None

Notices of Rulemaking Docket Opening

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF PHARMACY

*Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 30.)*

[R11-209]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 23, Board of Pharmacy  
**Articles and their headings:** 1, Definitions; 10, Uniform Controlled Substances and Drug Offenses  
**Section numbers:** R4-23-110, R4-23-1005 (Sections may be added, deleted, or modified as necessary.)

**2. Subject matter of the proposed rule:**

During the Board's five-year rule review approved September 14, 2010, the Board determined that R4-23-1005 Substances Excepted from the Schedules of Controlled Substances needed to be amended to update citations in subsections (A), (B), and (C).

The proposed rulemaking will include amending definitions in R4-23-110 (Definitions) that the Board has identified as due for update, such as, "continuing education" and "adult-administered immunizations training program." The rulemaking will delete definitions identified after the repeal of the Drug Therapy Management rules in December 2011 that only relate to the repealed Drug Therapy Management rules and are no longer necessary. The rule will include format, style, and grammar necessary to comply with the current rules of the Secretary of State and the Governor's Regulatory Review Council.

**The agency docket number, if applicable:**

R1105

**3. A citation to all published notices relating to the proceeding:**

None

**4. Name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Dean Wright, Compliance Officer  
Address: Board of Pharmacy  
1700 W. Washington St., Suite 250  
Phoenix, AZ 85007  
Telephone: (602) 771-2744  
Fax: (602) 771-2749  
E-mail: dwright@azpharmacy.gov

**5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

The Board will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m. Oral comments may be made at the Board office Monday through Friday, 8:00 a.m. to 4:30 p.m.

Location: Arizona Board of Pharmacy  
1700 W. Washington St., Suite 250  
Phoenix, AZ 85007

Written and oral comments will be accepted until the close of record on a date and time as yet undetermined.

**6. A timetable for agency decisions or other action in the proceeding:**

None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF TRANSPORTATION

TITLE, REGISTRATION, AND DRIVER LICENSES

*Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 30.) The Governor's Office authorized the notice to proceed through the rulemaking process on November 18, 2011.*

[R11-210]

- 1. Title and its heading:** 17, Transportation  
**Chapter and its heading:** 4, Department of Transportation – Title, Registration, and Driver Licenses  
**Article and its heading:** 3, Vehicle Registration

**Notices of Rulemaking Docket Opening**

**Section numbers:**

R17-4-350 (Sections may be added, deleted, or modified as necessary.)

**2. The subject matter of the proposed rule:**

The Department engages in this rulemaking to incorporate a more recent version of the Government Auditing Standards and to ensure conformity with the format, style, and grammar requirements of the Department, Administrative Procedure Act, Secretary of State's Office, and Governor's Regulatory Review Council. These changes are intended to ease the regulatory burden by providing clear and current information to the regulated community.

**3. A citation to all published notices relating to the proceeding:**

None

**4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Eileen Colleran, Policy and Rules Administrator

Address: Government Relations and Policy Development Office  
Department of Transportation  
206 S. 17th Ave., Mail Drop 140A  
Phoenix, AZ 85007

Telephone: (602) 712-7685

Fax: (602) 712-3232

E-mail: EColleran@azdot.gov

Please visit the ADOT web site to track progress of these rules and any other agency rulemaking matters at [www.azdot.gov/mvd/mvdrules/index.asp](http://www.azdot.gov/mvd/mvdrules/index.asp).

**5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

Written comments may be submitted at any time. Oral comments may be made during regular business hours. All comments should be directed to the agency official listed under item 4. The date, time, and location of any oral proceeding on the rulemaking will be included in the Notice of Proposed Rulemaking.

**6. A timetable for agency decisions or other action on the proceeding, if known:**

To be determined